

UNITED STATES AIR FORCE COURT OF CRIMINAL APPEALS

UNITED STATES

v.

**Senior Airman ROBERT M. O'SHEA
United States Air Force**

ACM 35768

22 September 2004

Sentence adjudged 18 August 2003 by GCM convened at Spangdahlem Air Base, Germany. Military Judge: Thomas W. Pittman (sitting alone).

Approved sentence: Bad-conduct discharge, confinement for 12 months, forfeiture of all pay and allowances (suspended for 6 months, at which time, unless sooner vacated, the suspended forfeitures will be remitted), and reduction to E-1.

Appellate Counsel for Appellant: Lieutenant Colonel Carlos L. McDade, Lieutenant Colonel Brandon A. Burnett, Major Terry L. McElyea, and Captain Diane M. Paskey.

Appellate Counsel for the United States: Lieutenant Colonel Gary F. Spencer.

Before

**PRATT, ORR, and MOODY
Appellate Military Judges**

PER CURIAM:

The approved findings and sentence are correct in law and fact, and no error prejudicial to the substantial rights of the appellant occurred. Article 66(c), UCMJ, 10 U.S.C. § 866(c); *United States v. Reed*, 54 M.J. 37, 41 (C.A.A.F. 2000). Accordingly, the approved findings and sentence are

AFFIRMED.

OFFICIAL

**ANGELA M. BRICE
Clerk of Court**